

Municipal Building
Park Ridge, NJ
June 24, 2008 – 8:15 p.m.

A Regular Meeting of the Mayor and Council was called to order by Mayor Ruschman at the above time, date and place. The Mayor led those attending in the Pledge of Allegiance.

ROLL CALL:

Present: Mayor Ruschman, Council members Henning, Brouwer, Ciannella and Levinson

Absent: Council members Maughan and Wells

Also Present: Kelley O'Donnell, Acting Borough Clerk
Gene Vinci, Borough Administrator
John D'Anton, Borough Attorney
Ann Kilmartin, CFO

Mayor Ruschman Reads Compliance Statement, as required by Open Public Meeting Act, P.L. 1975, Chapter 231.

AGENDA CHANGES

The Mayor states that there are a few changes to the agenda. Under the Consent Agenda we are adding resolutions:

5. Authorization Part Time Casual Labor
6. Laboratory Testing & Analysis of Potable Drinking Water
7. Resolution for Determining Positions Eligible for Defined Contribution Retirement Program
8. Bids for 2008 Curb, Sidewalk and Drainage Project
9. Purchase of TriBoro Avaya Switch
10. Award Recycling Contracts
11. Improvements on Mader Place and Musso Lane
12. Appointing Appraiser for Open Space Grant
13. Appointing Appraiser for Open Space Grant
14. Sale of Personal Property Through the Use of Online Auctions
15. Appointment of Colleen Ennis
16. Bergen County Open Space Trust Fund Municipal Park Improvement
17. Municipal Representative for Open Space Committee
18. Enabling Resolution 2008 Open Space Acquisition

PUBLIC PRIVILEGE TO THE FLOOR

Mayor Ruschman asks if anyone present wishes to be heard on any matter. There was no one.

CONSENT AGENDA

Mayor Ruschman asks if any Councilmember would like to have any resolutions removed from the consent agenda and placed under New Business. There was none.

Mayor Ruschman asks for a motion to accept the Consent Agenda. Council President Henning abstained from voting on Resolution #6 – Laboratory Testing & Analysis of Potable Drinking Water.

A motion was made by Councilmember Levinson and seconded by Councilmember Ciannella to confirm. Motion carried unanimously with abstentions so noted.

RESOLUTIONS

**BOROUGH OF PARK RIDGE
RESOLUTION**

2008-2009 ALCOHOLIC BEVERAGE LICENSE RENEWAL

BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the following alcoholic beverage license be renewed, subject to the rules and regulations of the Department of Alcoholic Beverage Control of the State of New Jersey and the Mayor and Council of the Borough of Park Ridge, heretofore or hereafter adopted:

PLENARY RETAIL CONSUMPTION LICENSES

1. 0247-33-002-004 Club Car Catering Co., Inc.
T/A Esty Street

BE IT FURTHER RESOLVED that said licenses be renewed for the period of one year, commencing July 1, 2008 and ending June 30, 2009, and that the Borough Clerk be and she is hereby authorized and directed to issue and sign such license renewals in the name of the Borough of Park Ridge.

**BOROUGH OF PARK RIDGE
RESOLUTION**

RELEASE OF ESCROW FOR LOU CHIELLINI

WHEREAS, Lou Chiellini of 22 Ruth Place in the Borough of Park Ridge has posted a bond at the request of the Construction Official in the amount of \$2,500.00 for final grading and stabilization of 37 West Park Avenue; and

WHEREAS, Lou Chiellini has requested a release of the \$2,500.00 bond; and

WHEREAS, the Construction Official and the Borough Engineer have certified that all improvements have been completed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the \$2,500.00 be released to Lou Chiellini.

**BOROUGH OF PARK RIDGE
RESOLUTION**

APPLICATION FOR MUNICIPAL ALLIANCE GRANT

WHEREAS, the Mayor and Council of the Borough of Park Ridge, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge further recognizes that it is incumbent upon not only the public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Mayor and Council of the Borough of Park Ridge have applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Park Ridge, County of Bergen, and State of New Jersey hereby recognizes the following:

1. The Mayor and Council do hereby authorize submission of an application for the Park Ridge Municipal Alliance grant for calendar year 2009 in the amount of \$11,500.
2. The Mayor and Council acknowledge the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**BOROUGH OF PARK RIDGE
RESOLUTION**

REFUND STATE COURT JUDGMENTS

WHEREAS, the New Jersey State Court entered 2006 and 2007 Judgments; and

WHEREAS, taxes are to be refunded for 2006 and 2007 on the following property;

608-15	Antimo DelVecchio, Esq.	\$6,766.76 (2006)	
	Henry Bonnabel	\$3,247.20 (2007)	Grand Avenue & North Fifth Street

**BOROUGH OF PARK RIDGE
RESOLUTION**

AUTHORIZATION PART TIME/CASUAL LABOR

WHEREAS, The Electric, Water and Road Departments are in need of Casual Labor employees during the late Spring and Summer months, concluding September 6, 2008 and

WHEREAS, the Director of Operations has recommended the following people be hired as Casual Laborers:

<u>Electric Department</u>	
Michael Hera, 12 Arrowhead Rd, Park Ridge	\$8.00
<u>Water Department</u>	
Jesse Buckman, 8 Glenbrook Rd, Park Ridge	\$8.00
Dan Kreisler, 71 Midland Ave. Park Ridge	\$8.00
<u>Road Department</u>	
Chris Schack, 2 Spring Valley Rd, Park Ridge	\$8.00
Delio Linares, 16 Mountain Ave, Park Ridge	\$8.00
Austin Marchese, 38 Azelea Street, Paramus	\$8.50

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge, that it accepts the recommendation of the Board of Public Works that said employees be hired as casual laborers.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Laboratory Testing & Analysis of Potable Drinking Water

WHEREAS, upon recommendation of the Park Ridge Board of Public Works, the Mayor and Council did authorize the receipt of a sealed bid for unit price for Laboratory Testing and Analysis of Potable Drinking Water; and

WHEREAS, pursuant to the Notice to Bidders, duly advertised, four bids were received on June 3, 2008; and

WHEREAS, attached to this resolution is the tabulation showing the prices submitted from all the bidders; and

WHEREAS, the lowest apparent bid is from Garden State Laboratories, Inc. with a bid total of \$23,820.00 based on the estimated quantity of the tests to be performed during the one year contract term; and

WHEREAS, the bid amount is within the budgeted and expected cost; and

WHEREAS, said firm has complied with all the requirements of the bid proposal; and

WHEREAS, based on the above, the Director of Operations recommends the bid of Garden State Laboratories, Inc. is, in fact, the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge, that it accepts the recommendation of the Board of Public Works to accept the bid of Garden State Laboratories, Inc. of Southampton, PA subject to review by the Borough Attorney.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Resolution Determining Positions Eligible for the Defined Contribution Retirement Program

Whereas, the State Legislature recently adopted Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) to create the Defined Contribution Retirement Program to provide retirement benefits to various county and municipal officials; and,

Whereas, N.J.S. 43:15C-2 requires the governing body of each county, municipality, and other local entity to adopt, as appropriate, either a resolution or ordinance to determine the positions that are substantially similar in nature to the advice and consent of the Senate for appointments by the Governor of the State, pursuant to guidelines or policy that shall be established by the Local Finance Board in the Department of Community Affairs, and for which officials appointed to such positions shall be eligible for and shall participate in the Defined Contribution Retirement Program, subject to the provisions of law; and,

Whereas the Mayor and Council of the Borough of Park Ridge has considered the guidelines issues by the Local Finance Board;

Therefore, Be it resolved by the Mayor and Council that:

1. Pursuant to N.J.S. 43:15C-2, the following positions are deemed to be eligible for and shall participate in the Defined Contribution Retirement Program:
 - a. *Business Administrator;*
 - b. *Municipal Attorney;*
 - c. *Municipal Engineer;*
 - d. *Municipal Prosecutor;*
 - e. *Municipal Court Judge;*
 - f. *Public Defender*
 - g. *Mayor & Council*
2. Individuals serving in the following positions are exempt from Defined Contribution Retirement Program membership, pursuant to N.J.S. 43:15C-2:
 - a. *Certified Health Officer;*
 - b. *Tax Collector;*
 - c. *Chief Financial Officer;*
 - d. *Construction Code Official;*
 - e. *Qualified Purchasing Agent;*
 - f. *Tax Assessor;*
 - g. *Municipal Planner;*
 - h. *Registered Municipal Clerk;*
 - i. *Licensed Uniform Subcode Inspector;*
 - j. *Principal Public Works Manager.*
3. This resolution shall be implemented, construed and subject to the aforesaid Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) as amended from time to time, and any regulations or guidance documents from the Local Finance Board or the Division of Pensions and Benefits.
4. Should any part or parts of this resolution be held to be invalid by any competent court of law, such invalidity shall only affect the part or parts held to be invalid, and all other parts shall remain in effect.
5. A copy of this resolution shall be filed with the Director of the Division of Pensions & Benefits of the New Jersey Department of the Treasury.
6. This resolution shall take effect upon its passage.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Bids for 2008 Curb, Sidewalk & Drainage Project

WHEREAS, the Mayor and Council to make improvements for curb, sidewalk and drainage projects throughout various portions of the Borough; and

WHEREAS, in order to make such improvements the cost of the improvements require that they place this project for public bid; and

WHEREAS, the Borough Engineer has prepared specifications for these improvements.

NOW, THEREFORE, BE IT RESOLVED that the Borough Administrator and Borough Engineer are authorized to place for public bid the 2008 Curb, Sidewalk and Drainage Projects in accordance with the applicable law; and

BE IT FURTHER RESOLVED that a true copy of the resolution shall be sent to the Borough Engineer within ten days from the date of adoption.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Purchase of TRIBORO AVAYA SWITCH

WHEREAS, the Borough of Park Ridge as part of the TriBoro obligation needs to participate in the purchase of a TRIBORO AVAYA SWITCH which allows for transfers of calls without a decibel loss into the Central Dispatch Area in the Village of Ridgewood; and

WHEREAS, the switch will significantly increase the communication between central dispatch and the residents who call; and

WHEREAS, the Borough Administrator recommends the purchase of this switch. The Borough of Park Ridge obligation shall be Two Thousand Eight Hundred Twenty-Two Dollars and Forty Cents (\$2,822.40) which is the same obligation as the Boroughs of Montvale and Woodcliff Lake.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge, that the Borough Administrator is authorized to purchase pursuant to State Contract A42285 Avaya S-8300 Switch and other related hardware for a total purchase amount not to exceed Eight Thousand Four Hundred Sixty Seven Dollars and Twenty Cents (\$8,467.20); and

BE IT FURTHER RESOLVED that the Borough Administrator shall forward a copy of this resolution with an invoice to the Boroughs of Montvale and Woodcliff Lake for their share of this cost as reimbursement to the

Borough of Park Ridge. The share of each Borough being Two Thousand Eight Hundred Twenty-Two Dollars and Forty Cents (\$2,822.40); and

BE IT FURTHER RESOLVED a true copy of this Resolution shall be sent to the Borough Administrators of the Boroughs of Montvale and Woodcliff Lake within ten days from the date of adoption.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Award Recycling Contracts

WHEREAS, the Mayor and Council have received proposals from Green Sky Industries Inc. for the acceptance of commingled recyclables, paper and cardboard; and

WHEREAS, Green Sky Industries of 42 Chestnut Street, Clifton, New Jersey 07011 has offered to pay the Borough a fixed rebate of \$20.00 per ton of commingled containers, a minimum price of \$55.00 per ton for newspapers and a minimum price of \$55.00 per ton for loose or bailed corrugated cardboard; and

WHEREAS, these two contracts are recommended by the Supervisor of Roads and the Borough Administrator; and

WHEREAS, this contract is awarded as an exception of Local Public Contracts Law as recycling.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Mayor and Clerk are authorized to execute two contracts with Green Sky Industries, Inc. One for five years for the marking of commingled recyclables with a fixed rebate of \$20.00 per ton and another contract for five year for the marketing of mixed news paper and bailed or loose corrugated at a minimum price of \$55.00 per ton; and

BE IT FURTHER RESOLVED that a true copy of this resolution shall be sent to Green Sky Industries at 42 Chestnut Street, Clifton New Jersey 07011 within ten days from the date of adoption of this resolution; and

BE IT FURTHER RESOLVED that a notice of this action as an exception of the Local Public Contracts Law be published in the newspaper of record within ten business days from the date of adoption.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Improvements on Mader Place and Musso Lane

WHEREAS, the Mayor and Council seek to create drainage improvements for certain properties located on Mader Place and Musso Lane to control storm water flow; and

WHEREAS, the cost of these improvements will exceed the bid threshold amount for public improvements; and

WHEREAS, in order to do these improvements they must be placed for public bid; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge that the Borough Administrator and Borough Engineer are authorized to place for public Bid the improvements to Mader Place and Musso Lane; and

BE IT FURTHER RESOLVED that a true copy of this Resolution shall be sent to the Borough Engineer within ten days from the date of adoption

**BOROUGH OF PARK RIDGE
RESOLUTION**

Appointing Appraiser for Open Space Grant

WHEREAS, the Mayor and Council seek to make an application for Open Space Funds through the New Jersey Department of Environmental Protection, Green Acres Program; and

WHEREAS, as part of that application process appraisals are required for property the Borough proposes to acquire; and

WHEREAS, Robert McNerney of McNerney and Associates is a qualified appraiser and approved by Green Acres to do appraisals; and

WHEREAS, this is an appointment made as an exception to the local Public Contracts Law.

NOW, THEREFORE BE IT RESOLVED that Robert McNerney of McNerney Associates, Inc. of 266 Harris Town Road, PO Box 67, Glen Rock New jersey 07452 is appointed to do an appraisal for the Borough’s application to New Jersey Department of Environmental Protection, Green Acres of the property known as Lot(s) 45, 52, 53 and 54 in Block 604 in an amount not to exceed Three Thousand Five Hundred Dollars and No Cents (\$3,500.00); and

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized to execute a professional service contract with the appraiser in a form approved by the Borough Attorney; and

BE IT FURTHER RESOLVED that a true copy of this action shall be published in the official newspaper of the Borough, The Bergen Record within ten days from the date of the adoption of this resolution.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Appointing Appraiser for Open Space Grant

WHEREAS, the Mayor and Council seek to make an application for Open Space Funds through the New Jersey Department of Environmental Protection, Green Acres Program; and

WHEREAS, as part of that application process appraisals are required for property the Borough proposes to acquire; and

WHEREAS, Robert Clifford of R.D. Clifford and Assoc., Inc. is a qualified appraiser and approved by Green Acres to do appraisals; and

WHEREAS, this is an appointment made as an exception to the local Public Contracts Law.

NOW, THEREFORE BE IT RESOLVED that Robert Clifford of R.D. Clifford Assoc., Inc. of 210 Summit Avenue, Montvale New Jersey 07645 is appointed to do an appraisal for the Borough’s application to New Jersey Department of Environmental Protection, Green Acres of the property known as Lot(s) 45, 52, 53 and 54 in Block 604 in an amount not to exceed Three Thousand Dollars and No Cents (\$3,000.00); and

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized to execute a professional service contract with the appraiser in a form approved by the Borough Attorney; and

BE IT FURTHER RESOLVED that a true copy of this action shall be published in the official newspaper of the Borough, The Bergen Record within ten days from the date of the adoption of this resolution.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Sale of Personal Property Through the Use of Online Auctions

WHEREAS, the Mayor and Council of the Borough of Park Ridge have been advised that they may sell surplus personal property by way of online auction; and

WHEREAS, the surplus property is a one confined space vehicle and a one Pierce Ladder Truck; and

WHEREAS, the Borough Administrator recommends this process as the most efficient way to sell surplus personal property and this process has been approved by the Department of Community Affairs, Division of Local Government Services; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge as follows:

1. The Borough Administrator is authorized to place for sale on line a 1989 Ford ECONO-Line Van (a confined space vehicle) VIN # 1FDKE30M6KHC15669 and one 1987 Pierce Ladder Truck VIN # 1P9CA02J4HA040156. Both vehicles are considered by and have been replaced from the respective fire and Triboro Ambulance Corp.
2. The minimum price from auction of the Ford ECONO-Line Van is \$2,000.00 (Two Thousand Dollars) and the minimum price for the Pierce Ladder Truck is \$60,000.00 (Sixty Thousand Dollars).
3. This sale is being conducted pursuant to Local Finance Notice 2008-9.
4. The sale shall occur on either ebay.com, or govdeals.com, propertyroom.com or Auction Liquidation Services.
5. The Borough Clerk is directed to publish a newspaper advertisement identifying the public of what is being sold and announce the auction, the internet addresses, date and time of auction, specific information for these two items and that the bidder(s) must pre-register with the approved vender.
6. The sale shall be held on less than seven and no more than fourteen days after the latest date of publication.

BE IT FURTHER RESOLVED that a true copy of this Resolution shall sent to the Park Ridge Fire Chief and the TRIBORO Ambulance Corps. within ten days from the date of adoption of this resolution; and

BE IT FURTHER RESOLVED that a notice of this action as an exception of the Local Public Contracts Law be published in the newspaper of record within ten days from the date of adoption.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Resolution for the Appointment of Colleen Ennis

WHEREAS, Ann Kilmartin the current Chief Financial Officer of the Borough is retiring effective July 1, 2008 and in accordance with a certain agreement between her and the Borough of Park Ridge; and

WHEREAS, Colleen Ennis has been selected by the Borough of Park Ridge to replace Ann Kilmartin in all of her financial positions; and

WHEREAS, the Mayor and Council make this appointment so that there is a smooth transition between Kilmartin and Ennis.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough park Ridge that Colleen Ennis is hereby appointed effective July 1, 2008 Chief Financial Officer, Tax Collector, Director of Finance and Treasurer for the Borough of Park Ridge at an annual salary of \$95,000.00(Ninety Five Thousand Dollars); and

BE IT FURTHER RESOLVED that Ann Kilmartin effective July 1, 2008 shall be the assistant Treasurer for the Borough of Park Ridge for the balance of her employment as provided for in her retirement agreement; and

BE IT FURTHER RESOLVED that this Resolution shall not affect the receipt of annual increases if approved by the Mayor and Council for either of these exempt employees based upon their past performances; and

BE IT FURTHER RESOLVED true copies of this resolution shall be sent to Colleen Ennis and Ann Kilmartin within ten (10) days from the date of its adoption

**BOROUGH OF PARK RIDGE
RESOLUTION**

**BERGEN COUNTY OPEN SPACE TRUST FUND
MUNICIPAL PARK IMPROVEMENT PROGRAM**

WHEREAS, a Bergen County Open Space Trust Fund application in the amount of \$ 78,000 has been proposed by the Borough of Park Ridge for enhancement and safety improvements to Veteran’s Park in the Borough of Park Ridge; and

WHEREAS, pursuant to the State Interlocal Service Act, such funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Park Ridge,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Park Ridge hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Park Ridge are committed to providing a dollar for dollar cash match for the project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development so that implementation of the aforesaid project may be expedited.

**BOROUGH OF PARK RIDGE
RESOLUTION**

Municipal Representative for Open Space Committee

WHEREAS, the Borough of Park Ridge has entered into a Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et seq. to participate in the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund; and

WHEREAS, said Agreement requires that one municipal representative be appointed by the governing body of the community to be part of the Open Space Trust Municipal Park Improvement and Land Acquisition Program Regional Committee for the term of one year coinciding with the fiscal year July 1, 2008 through June 30, 2009;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Park Ridge hereby appoints Gene Vinci as its representative to participate in the Open Space Trust Municipal Program Regional Committee.

**BOROUGH OF PARK RIDGE
RESOLUTION**

**ENABLING RESOLUTION
2008 OPEN SPACE ACQUISITION**

WHEREAS, the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides grants to municipal governments and to nonprofit organizations for assistance in the acquisition of lands for open space conservation purposes and/or outdoor recreation facilities; and,

WHEREAS, the Borough of Park Ridge desires to further the public interest by obtaining a grant of \$ 900,000 from the County Trust Fund to fund the following project: Forest Avenue Land Acquisition; and,

WHEREAS, the Mayor and Council of the Borough of Park Ridge has reviewed the County Trust Fund Program Statement, the County Program Open Space Policy and Procedures Manual, and the open space application and instructions and desires to make an application for such a grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council of the Borough of Park Ridge will hold a public hearing at a regularly scheduled public meeting of the governing body to receive comments prior to the submission of said application; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project; and

WHEREAS, if the applicant is successful in acquiring said project through the use of a County Trust Fund grant, then the applicant will permanently preserve said project for open space conservation and/or outdoor recreation purposes through a recorded deed of easement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Park Ridge:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of June 27, 2008, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the applicant has, or will secure, the balance of funding necessary to complete the project; and,
3. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
4. That this resolution shall take effect immediately.

COMMUNICATIONS

There was none.

OLD BUSINESS

There was none

NEW BUSINESS

There was none.

A motion was made by Councilmember Levinson and seconded by Councilmember Ciannella to confirm, to adjourn the regular Mayor and Council Meeting.

Meeting adjourned to Public Work Session at 8:20 p.m.